

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MATTHEW K. DOWNING,

Plaintiff,

v.

GLOBE DIRECT LLC,

Defendant.

*
*
*
*
*
*
*
*

Civil Action No. 10-11138-JLT

ORDER

August 25, 2011

TAURO, J.

After a Motion Hearing held on April 28, 2011, and reviewing the Parties' submissions, this court hereby orders that, for the reasons set forth in the accompanying Memorandum:

1. Defendant's Motion for Judgment on the Pleadings [#34] is ALLOWED IN PART. Defendant's Motion is ALLOWED only as to its Rule 19 arguments.¹
2. Plaintiff's Cross-Motion for Judgment on the Pleadings [#37] is DENIED IN PART. Specifically, Plaintiff's Cross-Motion is DENIED as to its arguments regarding Federal Rule of Civil Procedure 19.²
3. Because this court finds that Massachusetts is a necessary and indispensable party, this action is hereby DISMISSED.

¹ This court does not rule on the remainder of Defendant's Motion.

² This court does not rule on the remainder of Plaintiff's Cross-Motion.

4. This case is CLOSED.

IT IS SO ORDERED.

/s/ Joseph L. Tauro
United States District Judge

Publisher Information

**Note* This page is not part of the opinion as entered by the court.
The docket information provided on this page is for the benefit
of publishers of these opinions.**

1:10-cv-11138-JLT Downing v. Globe Direct LLC

Joseph L. Tauro, presiding

Date filed: 07/06/2010

Date terminated: 08/29/2011

Date of last filing: 08/29/2011

Attorneys

Stephen M. Ferguson Richards, Layton & Finger, PA One Rodney Square 920 N. King Street Wilmington, DE 19801 302-651-7665 Assigned: 01/22/2010 ATTORNEY TO BE NOTICED	representing	Globe Direct LLC (Defendant)
Lisa A. Furnal Robins, Kaplan, Miller & Ciresi L.L.P. 800 Boylston Street 25th Floor Boston, MA 02199 617- 267-2300 617-267-8288 (fax) lafurnal@rkmc.com Assigned: 01/24/2011 ATTORNEY TO BE NOTICED	representing	Globe Direct LLC (Defendant)
Edward F. Haber Shapiro Haber & Urmy LLP 53 State Street 37th Floor Boston, MA 02109 617-439-3939 617-439-0134 (fax) ehaber@shulaw.com Assigned: 05/11/2010 ATTORNEY TO BE NOTICED	representing	Matthew K. Downing (Plaintiff)
Todd S. Heyman Shapiro, Haber & Urmy, LLP 53 State St. Boston, MA 02109 617-439-3939 617-439-0134 (fax) theyman@shulaw.com Assigned: 05/11/2010 PRO HAC VICE ATTORNEY TO BE NOTICED	representing	Matthew K. Downing (Plaintiff)
Rebecca A. MacDowell Robins, Kaplan, Miller & Ciresi LLP 800 Boylston Street Suite 2500 Boston, MA 02199 617-859-2729 617-267-8288 (fax) ramacdowell@rkmc.com Assigned: 08/10/2010 TERMINATED: 01/27/2011 ATTORNEY TO BE NOTICED	representing	Globe Direct LLC (Defendant)
Ian J. McLoughlin Shapiro, Haber & Urmy, LLP 53 State St. Boston, MA 02109 617-439-3939 617-439-0134 (fax) imcloughlin@shulaw.com Assigned: 05/11/2010 PRO HAC VICE ATTORNEY TO BE NOTICED	representing	Matthew K. Downing (Plaintiff)
Joel A. Mintzer Robins, Kaplan, Miller & Ciresi, LLP 2800 La Salle Plaza 800 LaSalle Avenue Minneapolis, MN 55402 612-349-8500 612-339-4181 (fax) jamintzer@rkmc.com Assigned: 04/19/2010 PRO HAC VICE ATTORNEY TO BE NOTICED	representing	Globe Direct LLC (Defendant)
Norman M. Monhait Rosenthal, Monhait & Goddess, P.A. Mellon Bank Center, Suite 1401 P.O. Box 1070 919 Market Street Wilmington, DE 19899-1070 (302) 656-4433 Assigned: 09/18/2009 LEAD ATTORNEY ATTORNEY TO BE NOTICED	representing	Matthew K. Downing (Plaintiff)
Andrea K. Naef Robins, Kaplan, Miller & Ciresi, LLP 2800 La Salle Plaza 800 LaSalle Avenue Minneapolis,,	representing	Globe Direct LLC (Defendant) Globe Direct LLC (Defendant)

MN 55402 612-349-8500 612-339-4181 (fax)
aknaef@rkmc.com Assigned: 08/12/2010 ATTORNEY
TO BE NOTICED

Chad Michael Shandler Richards, Layton & Finger, PA representing
One Rodney Square 920 N. King Street Wilmington, DE
19801 (302) 658-6541 Assigned: 01/22/2010 LEAD
ATTORNEY ATTORNEY TO BE NOTICED

Globe Direct LLC
(Defendant)